



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
Plaintiff,

v.

*Carlos Agustin Garza*  
Defendant.

Case No.: *ED 08-361-M*

ORDER OF DETENTION

On motion by the government for pre-trial detention, the Court finds that no condition or combination of conditions will reasonably assure the appearance of defendant as required ~~(or the safety of any person or the community)~~ *P*

The Court has considered the nature and circumstances of the offense(s); the weight of evidence against the defendant; the history and characteristics of the defendant; and the nature and seriousness of the danger to any person or the community.

The Court bases the foregoing findings on the defendant's non-objection to pre-trial detention and the Pretrial Services Report/Recommendation. ~~(The defendant also has not rebutted the presumption provided by statute)~~ *P*

IT IS THEREFORE ORDERED that defendant be detained without prejudice prior to trial/revocation hearing. *P*

1 IT IS FURTHER ORDERED that defendant be committed to the custody of the  
2 Attorney General for confinement in a corrections facility separate, to the extent  
3 practicable, from persons awaiting or serving sentences or being held in custody  
4 pending appeal; that defendant be afforded reasonable opportunity for private  
5 consultation with counsel; and that, on order of a Court of the United States or on  
6 request of any attorney for the government, the person in charge of the corrections  
7 facility in which defendant is confined deliver defendant to a United States Marshal  
8 for the purpose of any appearance in connection with a Court proceeding. This order  
9 is made without prejudice to reconsideration.

10  
11 Dated: 10/8/08

  
HONORABLE OSWALD PARADA  
United States Magistrate Judge